

NC Radiation Protection Section
Civil Penalty Assessments 2018

Tanning Branch

Business Name	Violations	Penalty Amount	Penalty Date
Integrity Salon	Contrary to: 10A NCAC 15 .1408(b), the registrant failed to renew the certificate of registration not less than 30 days prior to the expiration date stated on your registration (REPEAT VIOLATION). The certificate of registration has not been renewed for two consecutive years.	\$1750.00	7/10/18
Centennial Housing	Contrary to: 10A NCAC 15 .1418(i), no certified operator on duty and/or uncertified individuals placing consumers in beds and setting timers.	\$1000	10/2/18
Flex Fitness	Contrary to: 10A NCAC 15 .1418(i), no certified operator on duty and/or uncertified individuals placing consumers in beds and setting timers.	\$1000	10/2/18
Hair to Please	Contrary to: 10A NCAC 15 .1418(i), no certified operator on duty and/or uncertified individuals placing consumers in beds and setting timers.	\$1000	10/2/18

Radiology Compliance Branch

Business Name	Violations	Penalty Amount	Penalty Date
Mobile Medical Diagnostic Service of NC 251 Dominion Dr, STE 112 Morrisville, NC 27560-7334	Contrary to: *10A NCAC 15 .1603(b), procedures and engineering controls based upon sound radiation protection principles to achieve occupational doses and doses to members of the public in unrestricted areas that are as low as reasonably achievable (ALARA) were not utilized. *10A NCAC 15 .1603(a), the registrant failed to develop, document, and implement a radiation protection program commensurate with the scope and extent of licensed or registered activities and sufficient to ensure compliance with the provisions of this Section.	\$5500.00	1/6/2018

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	<p>*10A NCAC 15 .0209, the registrant failed to notify this Agency in writing of changes that rendered the information contained in the application for registration or notice of registration no longer accurate.</p> <p>*10A NCAC 15 .0204(a) the registrant failed to prohibit a provider of services described in Rule .0205 of this Section from providing services when, the provider, was not registered with the agency to provide those services.</p> <p>*10A NCAC 15.1003 all individuals who, in the course of employment, likely to receive in a year an occupational dose in excess of 100 millirem (1 millisievert) have not met the requirements of one or more of the following: to keep these individuals informed of the storage, transfer, or use of radiation in such portions of the restricted area; instructed in the health protection problems associated with exposure to such radiation, in precautions or procedures to minimize exposure, and in the purposes and functions of protective devices employed; instructed in, and instructed to observe, to the extent within the worker's control, the applicable provisions of this chapter for the protection of personnel from exposures to radiation in such areas; instructed of their responsibility to report promptly to the registrant any condition which may lead to or cause a violation of rules in this chapter or unnecessary exposure to radiation ; instructed in the appropriate response to warnings made in the event of any unusual occurrence or malfunction that may involve exposure to radiation; advised as to the radiation exposure reports which workers may request pursuant to rule .1004 of this section. The extent of these instructions shall be commensurate with potential radiological health protection problems in the restricted area. (b) In determining those individuals subject to the requirements of Paragraph (a) of this Rule, licensees or registrants shall take into consideration assigned activities during normal and abnormal situations involving exposure to all sources of which can reasonably be expected to occur during the life of the registered facility. The extent of these instructions shall be commensurate with the potential radiological health protection problems present in the workplace.</p>		

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	<p>*10A NCAC 15 .0603 (a)(1)(H)(iv), When auxiliary support must be provided during a radiographic exposure, the same individual(s) are routinely holding patients or film.</p> <p>*10A NCAC 15 .1004 the registrant has not provided an annual report to each individual monitored under Rule .1614 of this Chapter of the dose received in that monitoring year, when the individual's occupational dose exceeds 1 mSv (100 mrem) TEDE or 1 mSv (100 mrem) to any individual organ or tissue.</p> <p>*10A NCAC 15 .1603(c), the registrant failed to annually review the radiation protection program content and implementation. As required by 10A NCAC 15 .1636(b), the registrant failed to retain records required by 10A NCAC 15.1636(a)(2) for three years after such records were made.</p> <p>*10A NCAC 15 .0115, appropriate records showing the receipt, transfer, and disposal of all sources of radiation have not been maintained.</p>		
<p>Friendly Urgent and Family Care 410 College Road Greensboro, NC 27410-5151</p>	<p>Contrary to:</p> <p>10A NCAC 15 .0603 (a)(1)(I)(ii) Procedures and/or auxiliary equipment designed to minimize patient exposure were not utilized. The radiation exposure to the patient shall be the minimum required to produce images of good diagnostic quality.</p> <p>10A NCAC 15 .0603 (a)(1)(B) the individual operating the x-ray equipment did not demonstrate an understanding in safe operating procedures and use of x-ray equipment.</p> <p>10A NCAC 15 .0603(a)(1)(C), in the vicinity of each diagnostic x-ray system's control panel a chart has not been provided which specifies for all usual examinations and associated projections which are performed by that system, a listing of information including patient's anatomical size versus technique factors to be utilized at a given source to image receptor distance.</p> <p>the registration condition of 10A NCAC 15 .0203(b)(3), the name, training and experience of the person who shall be responsible for radiation protection was not designated. Information required in Rule(s) [.0203(a)(2)] and [.0203(b)(3)] pertaining to the person responsible for radiation protection must be available for agency review upon request or</p>	<p>\$5000.00</p>	<p>8/28/18</p>

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	during inspection. The registrant must update this information any time the individual responsible for Radiation Protection changes. 10A NCAC 15 .0603(a)(1)(D) the individual operating the x-ray equipment did not demonstrate they were familiar with the registrants' written safety procedures.		

Radioactive Materials Branch

Business Name	Violations	Penalty Amount	Penalty Date
Southern Logistics and Environmental 2710 Patterson Street Greensboro, NC	Contrary to: *10A NCAC 15 .0301(a) SLE acquired, transported and possessed radioactive material without a specific license authorizing the receipt and possession of that material.	\$2000.00	4/20/18
Southeastern Regional Medical Center d/b/a Gibson Cancer Center 1200 Pine Run Drive Lumberton, NC 28358	Contrary to: *10A NCAC 15 .0908(f), the licensee failed to maintain a copy of the current operating and the emergency procedures at the accelerator control panel. *10A NCAC 15 .1603(c), the licensee failed to annually review the radiation protection program content and implementation. *10A NCAC 15 .0907(c), the licensee failed to appropriately identify boundaries or pathways leading to high radiation areas in accordance with 10A NCAC 15 .1624. *10A NCAC 15 .1614, the licensee failed to monitor exposures to radiation at levels to demonstrate compliance with the occupational dose limits of this Section. The bi-monthly reports of assigned personal dosimetry were not reviewed by the Radiation Safety Officer or qualified designee. *10A NCAC 15 .0909(a), failed to calibrate its portable monitoring equipment at intervals not to exceed one year. The survey meter	\$7500.00	5/29/18

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	<p>designated for use by accelerator staff was last calibrated on February 8, 2016.</p> <p>*10A NCAC 15 .1002(a)(1), failed to post current copies of the rules in this Section and in Section .1600 of this Chapter.</p> <p>*10A NCAC 15 .1603(a), the licensee failed to develop, document and implement a radiation protection program commensurate with the scope and extent of licensed activities and sufficient to ensure compliance with the provisions of this Section. Two radiation protection program documents were offered for inspection, neither of which were developed for the accelerator program authorized by license 078-0999-A1.</p> <p>*license condition 12.B., the licensee failed to obtain authorization from the Agency for an individual to perform the duties of an authorized medical physicist. Edwin Sham has performed the duties of authorized medical physicist from May 22, 2017 to present and has not been approved on license 078-0999-A1 as an authorized medical physicist by the Agency.</p> <p>*license condition 12.B., the licensee failed to obtain authorization from the Agency for an individual to perform the duties of an authorized medical physicist. Ammar Durghalli performed the duties of authorized medical physicist from August 15, 2016 to May 20, 2017 and was not approved on license 078-0999-A1 as an authorized medical physicist by the Agency.</p>		
<p>Charlotte-Mecklenburg Hospital Authority 1000 Blythe Blvd.- 2nd Floor, Administration Charlotte, NC 28203</p>	<p>Contrary to:</p> <p>*10A NCAC 15.0104(178)(e)(i)(A-C), the licensee failed to obtain a written directive for a specific patient, dated and signed by an authorized user prior to the administration of a licensed brachytherapy source. (AU McHaffie, MD, I-125 Prostate Implant Patient Treatment 2/6/18: No Written Directive).</p> <p>*10A NCAC 15.0356(b)(2), the licensee failed to follow established procedures and verify that the administration is in accordance with the treatment plan, if applicable, and the written directive.</p>	<p>\$2500.00</p>	<p>6/6/18</p>